

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	8:08CR427
Plaintiff,)	
)	
vs.)	ORDER
)	
ROYAL J. JACKSON,)	
)	
Defendant.)	

This matter is before the Court on the motion to suppress of defendant Royal Jackson (Jackson) (Filing No. 25). The motion does not comply with NECrimR 12.3 (b) and Paragraph 4 of the Progression Order (Filing No. 9), in that the motion:

- (X) Is not supported by a brief;
- (X) Is not supported by an Index of Evidence as required by NECrimR 12.3(b)(2) or a statement of what evidence will be offered at an evidentiary hearing requested for the motion;
- () Is not accompanied by a statement verifying that counsel for the moving party has conferred with opposing counsel in person or by telephone in a good-faith effort to resolve by agreement the issues raised by the motion and that the parties have been unable to reach such an agreement;
- (X) Does not contain a statement of the estimated time needed for the hearing, whether any interpreters will be needed, or whether any codefendant should be present and/or participate in the hearing.

Accordingly, the motion (Filing No. 25) is :

- (X) Held in abeyance pending compliance with NECrimR 12.3(b)(2). Absent compliance **on or before February 11, 2009** , the motion will be deemed withdrawn and termed on the docket.
- () Denied.

IT IS SO ORDERED.

DATED this 5th day of February, 2009.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge